IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

-

WRIT PETITION NO : 13517 of 2005

Between:

Dr.M.Ganesh, S/o.Thatharao,
Civil Asst.Surgeon Primary Health Centre, Hanwad, Mahaboobnagar District.

..... PETITIONER

AND

1 The State of A.P.. rep. by its Prl.Secretary, Health, Medical and Family

Welfare Secretariat Building, Hyderabad.
2 The Director of Health Government of A.P., Sulthan Bazaar, Hyderabad.
3 The District Medical & Health officer, Mahaboobnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus direct the Respondents to pay the arrears from 18-12-1986 to 31-03-1990 and fix the seniority from the dated of appointment as Daily wage Doctors.

Counsel for the Petitioner: MR.VADDI PAMULETY

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioner seeking a writ of Mandamus directing the respondents to pay arrears from 18.12.1986 to 31.03.1990 and fix the seniority from the date of his appointment as a Daily Wage Doctor.

The relief sought by the petitioner is against the Principal Secretary, Health, Medical and Family Welfare, Hyderabad and against the Director of Health, Government of Andhra Pradesh, Hyderabad. As the petitioner is claiming to be an employee of the State Government and seeking fixation of seniority apart from payment of arrears, no writ petition can be filed before this Court. It is only the Andhra Pradesh Administrative Tribunal, Hyderabad, which has got the jurisdiction to consider the claims of the petitioner.

Accordingly, the writ petition is dismissed giving liberty to the petitioner to approach the Andhra Pradesh Administrative Tribunal, Hyderabad. No costs.

24.06.2005

Note: Issue CC in two days.

(b/o)

VGB

To

1 The Principal Secretary, State of A.P.. Health, Medical and Family

Welfare Secretariat Building, Hyderabad.
2 The Director of Health Government of A.P., Sulthan Bazaar, Hyderabad.
3 The District Medical & Health officer, Mahaboobnagar District.

4 2CCs to the Government Pleader for Medical Health and Family Welfare,

High Court Buildings, Hyderabad (OUT).

5 2CD copies.